

19548-49

File No. 9760/36 II

B CLASS

P.W. DEPARTMENT

E(1) BRANCH

Subject:— Bills

Preparation of — by the District
Head of Department and Submission
to Sub-Treasuries for payment in
respect of States merged in
Bombay Province.



B K 11949

File No. 9760/36 II

Std. Sect. Slip. 24 A

E(1)

-M.S.1.

Letter.

The Chief Secretary to the Government of Bombay.

Political and Services Deptt.

No. D. A. (M). S. R. 158.

Belgaum, 18th August. 1948.

Kurundawad (J^runior) has been integrated into Belgaum District along with the other States. The services of the state Engineer were terminated with effect from 1st June 1948 after handing over charge to the office superintendent political Adviser's office (Vadgaon). In due course, the Supdt. preferred bills for June and July 1948 claiming charge allowance equal to 1/5th pay of the post in addition to his own pay according to the state practice. The pay of the post is Rs. 80/- P. M. As. the incumbent is not eligible to hold the post for want of requisite qualification, I have ordered the post to be kept vacant forthwith pending appointment of an Engineer by a competent authority. Orders are solicited whether the charge allowance as claimed by the incumbent on the authority of the practice in the state, for the months of June and July 1948 and for the period till he held charge, may be paid to him.

I think the claim for charge allowance is reasonable and may be sanctioned.

Sd/-

Chief Administrator and Collector
Belgaum.

Copy forwarded W. Cs. to the Executive Engineer, Belgaum Division Belgaum with reference to Govt. Express letter (P & S. Deptt.) No. 2325/46/27021-P dated 26th July 1948 with a request to consider the desirability of the appointment of an Engineer for the state.

This may be passed as P concerned

P. and S. D.

This may be passed ^{on} as U. O. to P. W. D.
the admn. depts. concerned for disposal.

Id/-
dt. 8.9.48.

Id/-
dt. 9.9.48.

U. O. R. to P. W. D.

dt. 10.9.48.

MBT.

No. 9760/36

E. B. (R).

49745.

P. W. D.

It is, the policy of Govt. to treat the servants of - merged States, until their absorption in the Provincial Services, in accordance with the ^{Rule,} such is force in the respective states prior to the merged, if they are reasonable. In view of the recommendation of the chief Administrator in this case, sanction may perhaps be accorded to the payment of the charge allowance, which is reported to be in accordance with the practice in the state. The amount involved is also trifling.

2. The secy. draft in put up which may issue after - U. O. R. to the P. & S. D. & F. D.

Thro : E. B. (I). E. B. (II) & A. B. (III).

Id/-
dt. 21.9.48.

Id/-
dt. 22.9.48.

P. & S. D.
F.

Seen and passed on to F. D.

Id./-
dt. 25/9/48.

U. O. R. to F.D. dt. 27.9.48.

MBT.

N. S. A.

P. D. B.

It is not clear what is meant by charge allowance in the present context. The P. W. D. may be requested to ascertain, in the first instance, the circumstances in which ^{this} their charge allowance is payable to the State Engineer, in addition to his own pay.

Id/-

dt. 5.10.48.

The charge allowance appears to be a special pay and we may agree that it should be paid for the period in question.

Id/-

dt. 6.10.48.

U. O. R. to P. W. D. dated. 6.10.48.

P. W. D.

E. B. (I).

Submitted with refec. to the U. O. R. dt. the 23.9.48.

2. The P. & S. D. and F. D. having agreed to this Deptt. approval. the draft aen page - post may now issue.

Thro . A. B. (III).

Id/-

dt . 13.10.48.

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LETTER.

No. 9760/36-E(I).

P. W. Deptt.

...B.C. 21st October 1948.

To

The Chief Administrator and Collector, Belgaum.

Subject :- Charge allowance for holding the post
of state Engineer, Kurundwad (Junior) .

.....

Reference : your letter No. D. A. (M). S. R. 158
dated the 18th August 1948, addressed to the chief
Secretary to the Government of Bombay, Political And -
Services Department .

2. Government is pleased to sanction the payment, in -
addition to his own pay, of a charge allowance at the rate
of 1/5 of the initial pay of the post of the State Engr.
Kurundwad (Junior) to the office superintendent, Political
and- Adviser's office (Vadgaon) for the period he held
the additional charge of the ^{post} of state Engineer from
the 1st June 1948.

By order of the Governor of B.

Sd/-

Deputy Secretary to the Government,
of Bombay, Public Works Deptt.

D. A. :- Nil.

*
Copy , with copy of the chief Administrator's
letter referred to, forwarded to -

the Political and Services Department,
the Finance Department,
the Superintending Engineer, Southern Circle,
The Accountant General, Bombay (through the Finance
Department.)
the Executive Engineer, Belgaum Division.

for information.

* Typed below.

Copy of letter dated
(M) S. R. 158 ,/the 18th August
1948. from the chief Administrator and Collector....

Collector, Belgaum addressed to the Chief Secretary
to Government of Bombay, Political and Services -
Department.

.

Kurundwad (Junior) has been integrated into
Belgaum District along with the Other States. -
The Services of the State Engineer were terminated
with effect from 1st June 1948 after handing over
charge to the office Superintendent, Political -
Adviser's office (Vadgaon.). In due course. the
superintendent preferred bills for June and July
1948 claiming chargee allowance equal to 1/5th pay
of the post in addition to his own, pay according to
the state practice. The pay of the post is Rs. 80/-
P. M. As the incumbent is not eligible to hold -
the post for want of requisite qualification, I have
ordered the post ~~for want of requisite qualification~~,
to be kept vacant forthwith pending appointment -
of an Engineer by a competent authority. Orders are -
solicited whether the charge allowance as claimed by
the months of June and July 1948 and for the period
till he held charge may be paid to him.

I think the claim for charge allowance is -
reasonable and may be sanctioned .

SEPARATOR

9760/38.

48414.

Public Works Department.

E. E. (R).

The P. & S. D. endt. within contains instructions in regard to the manners in which the executive Administrator in the merged states area should be carried out by the District authorities. As this is a matter of general interest with which almost all the local officers under this Deptt. are concerned. The P. & S. D. may be requested U. O. to endorse the nacy. copies also to the -

*
The El. Comr. with the Govt. of B. Marginally - noted officers of this Deptt. or to supply -
The S. Es. of - this office with 60 additional copies for distribution
-Grades Circles
The El. Engr. to - among them. That Deptt. may also be requested to endorse
Govt. -
The P.H.E. to Govt. such communications of a general nature to all the local
All ex.Engrs. of officers under this deptt. in future.
Dns.

Id./-

dt. 10.9.48.

U. O. To P. & S. D. dt. 13.9.48.

Copy of a demi-official letter dated the 17th July 1948 from the Collector of Kaira, together with a copy of this-Department's endorsement No. 2751/46 -G, dated the 12th July - 1948.

Reference :- Your Demi-official letter No. 2751 /46 - E. dated the 12th July, 1948.

I thank you very much in ^ereplying my Demi Official Letter, No. A. D. M. 439, dated the 28th June. 1948, and - of your forwarding copies, / Letter , to the commissioner and collectors in the Northern Divisions

It is stated in the letter under reference that the Heads of Various ~~Departments~~ Departments of the Provincial Government will look after their respective Departments, Just in the same manner as they would do in respect of other district areas. But from the replies I get in my district from the Executive Engineer, Educational Inspector and others it seems , copies of your Demi official Letter do not seem to have been sent to the Heads of Departments of the Province such as the Inspector General of Public Police Chief Engineer Director of Public Instructions, Director of Veterinary.- services etc. I would, therefore, request you to be good enough to send copies of your letter to the various Heads of - Departments in the Province so that they may issue instructions to the Heads of Departments in the Districts subordinate to them.

D. O. No. 2751.46-G.

Political and Services Deptt.

Bombay Castle, 12th July 1948.

Please refer to your demi-official letter no. A . D. M. 439, dated th 28th June 1948.

2. Under paragraph 3 of the Administration of Indian State Order, 1948, you have been appointed chief administrator in - charge of the executive administration of the states merged - wit

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merged with your district. You will therefore exercise jurisdiction over the merged states, so far as executive matters are, concerned. The Heads of various departments of the Provincial Government will look after their respective Departments just in the same manner as they would do in respect of other district areas. Whenever co-ordination is necessary it will be the duty of the chief Administrator to ensure it by co-operation with the heads of the Departments. Thus Heads of the Departments such as civil; Public Works Department. Education etc. shall be disposed of by the respective District officials of the Departments concerned wherever they are competent to do so. If in any case they are not competent to do so, they will have to take the orders of the Heads of the Departments concerned. If they experience any difficulty, they will approach the chief administrator for help and advice.

3. As regards paragraph 2 of the- Your letter, the state treasury is considered as a sub-treasury and there cannot be any hard and fast rule that payment- that payment of bills should be made from state treasuries only. Whenever- Whenever there is a deficit in the state treasury payment should be made from the Direct treasury.

4. As regards payments to the officers on deputation to the States, their salaries may be paid from the State treasury but ^{if} the balance in the state treasury is not sufficient, the deficit should be paid from the District treasury. ~~is not sufficient, the deficit should be paid from the-~~ Also since the states have been merged with the Bombay Province it would not be correct to treat them as if they were on foreign service and to pay them accordingly. District officers and servants posted to the state areas should be treated; ~~District officers and servants-~~ in the same way as they are appointed to any other portion of your district. The case of state officers and servants whom we have taken over is different. ~~The case of state...~~

For the present they will continue to draw salaries in accordance with the states- scales of pay. The - question of absorbing them in our service is under - consideration and it will be decided in due course as to how their pay should be integrated with our - scales of pay.

Yours sincerely.

Sd/- ,

(M. D. Shat.).

To

T. M. Chaudhary, Esquire, M. A. (Oxen).

Collector of Kaira,

N A D I A D.

.....

No. 2751/46-G.

Political and Services Department,

Bombay Castle 12th July.1948.

Copy with a copy of the demi- official letter under reply , forwarded for information to :-

The Commissioner, Northern Division/ ,
The Collector, Banas Kantha.
The Collector, Panch Mahals,
The Collector, Mahi Kantha.
The Collector, Thana.
The Collector, Broach.
The Collector, Ahmedabad.
The Collector, Surat.
The Collector, Nasik
The Collector, Kaira,

By. order of the Govr. of B.

Sd/- (A. U. Saadan.).

for chief Secretary to the Govt. of
Bombay Political and Services Deptt.

----- Copy of the *

Copy of the D. O. letter No. A. D. M. 439, dated the 28th -
June 1948, from T. M. Chaudhary, Collector and Chief -
Administrator, Kaira, addressed to Mr. M. D. Bhat, Chief -
Secretary to the Government of Bombay, Bombay.

.....

Subject :- Integration of Gujarat states with Kaira
District.

.....

Under para. 3 of the Administration of the Indian -
States order of 2.6.48 the chief Administrator has been put
in charge of the executive administration of the Indian -
states mentioned in Schedule III of that order while under
para. 6 of the same order various heads of departments of
the Provincial Governments have been empowered to exercise
the same powers functions and jurisdiction in the Indian
states which they are exercising in the Bombay Province. How-
ever there seems to be no provision of Government instru-
ctions about the relation between and the respective -
jurisdiction of the Chief Administrators on one hand and the
Heads of Departments of the Government of Bombay on the -
other . In proviso to para 4 of the said order the powers
exercised by the Ruler have been made to vest in the Provin-
cial Government or any officer specially empowered in this
behalf by the provincial Government. In absence of any such
orders I presume that the Chief Administrator is not the -
officer contemplated in this proviso. In para 4 of D. O.
letter No. 2851 /46 -F(II) of 21. 5.48. it has been stated that
the Dewan will cease to function from the appointed day and
that the advice of the Dewan may be sought where necessary
but final decision must be taken by the Chief Administrator
I may however state here the conflict instance. Before the
10th June 1948 the Dewan of Cambay used to sanction all
the bills to whatever department of the state they might belong
He used to make appointments in all the departments so
far he was allowed by the state laws. Thus the question for
consideration is whether the chief Administrator can pass the
bills

bills of all the departments such as civil Public Works Department Education etc. of the state or the bills of the various departments may be sent to heads of the departments of the Provincial Government, mentioned in para 6 of the above - mentioned order of 2.6.48, . In the latter case it would be very difficult for these - Heads of departments to pass the bills without knowing the laws, orders etc. of particular state. The bills are also likely to be delayed greatly with great inconvenience to the public and the office members of the states' offices, whose pay-bills are also to be sanctioned. If the chief Administrator has to do all these for all the departments of the state would it be necessary for him to consult these Heads of Departments of the Provincial Government. In each case? As bills of all the departments are sent to me early instructions may be given.

The second point for consideration is whether the payments be made from the state balances only. In some cases the balance of a particular state is not sufficient to meet even the regular bills. In such cases can the expenditure be made from the Provincial balance of the Hazur Treasury at Raika.

The third point is about the replacement of the state officers who have resigned. In the Ghodasar state all officers of the state have resigned with effect from 10.6.48. I have appointed one circle officer and a few Talatis for the present. I would however like to know whether the pay etc. of these officers appointed from the revenue department be given from the States balance only and whether they should be treated as if on foreign service with liabilities of their pay, pension and leave contributions etc. on the states finances.

I solicit early instructions on these above points as similar questions are pending with me and are likely to be increased day by day.

No. 27541/46- G.

Political and Services Department..

Bombay Castle 26th August 1948.

Forwarded with compliments to :-

The Chief Conservator of Forests,
The Chief Engineer,
The Commissioner of Excise ,
The Consulting Public Health Engineer to Govt.
The Director of Agriculture.
The Director of Public Health,
The Director of Public Instruction,
The Director of Veterinary Service
The Inspector General of Prisons,
The Inspector General of Registrations,
The Registrar of Co-operative Societies,
The Settlement Commissioner and Director of Land
Records.
The Surgeon General with the Government of Bombay
The Consulting Surveyor to Government,
The Provincial National Savings officer,
The Superintendent, Govt. Printing and Stationery.
The Superintending Engineer on Special Duty.
All Departments of the Secretariat (except the -
Separate Department.).

For information and necessary action so far as they are
respectively concerned.

By order of the Governor of
Bombay .
Sd/- J. Chaves,
For chief secretary to the Govt. of B.
political and services Deptt.

No. 9760/36-E(I).

Public Works Department,
Bombay Castle, 8th Decr. 1948.

Forwarded to -

The Electrical

The Electrical commissioner with the government of Bombay.

The Superintending Engineers of circles ,

The Electrical Engineer to Government,

The Public Health Engineer to Government,

All Executive Engineers of Divisions,

For information and guidance

By order of the Governor of Bombay,

Sd/- A. G. Maydeo.

For Deputy Secretary to the Govt. of
Bombay,

Public Works Department .